

REMARKS/ARGUMENTS

In response to the Examiner's final Office Action of October 28, 2008 the Applicant respectfully submits the accompanying terminal disclaimer and Amendment of the claims, and the below Remarks.

Regarding Amendment

In the Amendment:

independent claim 1 is amended to specify that the printhead has rows of printing nozzles formed by the adjacent printing nozzle rows of the adjacently disposed printhead modules and that the printing nozzle rows of the printhead are configured so that there is at least one row for printing each ink color of a plurality of ink colors. Support for this amendment can be found, for example, in section 7.1.2 entitled "Bi-Lithic Printhead", section 9.1 entitled "Printing Rates", and sections 32.3, 32.4 and 32.4.1 respectively entitled "Data Rate Equalization", "Dot Generate and Transmit Order" and "Dual Printhead IC" of the present specification;

dependent claim 12 is cancelled; and

dependent claims 2-11 and 16-18 are unchanged.

It is respectfully submitted that the above amendments do not add new matter to the present application, nor any new issues to the prosecution of the present application.

Regarding Non-Statutory Double Patenting Rejections

With respect to the Examiner's non-statutory double patenting rejections of claim 1 over claim 1 of each of US Patent Nos. 7,377,608 and 7,399,043, the Applicant submits herewith a Terminal Disclaimer in compliance with 37 C.F.R. 1.321(c); the present application and US Patent Nos. 7,377,608 and 7,399,043 being commonly owned by the Applicant.

Regarding 35 USC 103(a) Rejections

It is respectfully submitted that the subject matter of amended independent claim 1, and claims 2-4 dependent therefrom, is not taught or suggested by Madeley (US 6,637,860) in view of Tschida et al. (US 2003/0214554) and/or any of previously cited Askren, Dings, Hackleman, Kamoshida, Walmsley, King and Morita, because Madeley merely discloses

individual printheads, one each for printing a different ink color, which define either a partial page width printhead or a pagewidth printhead, such that there is no disclosure or suggestion in Madeley that several printheads for each ink color are to be adjacently arranged to form the pagewidth printhead (see col. 7, lines 32-58 and col. 12, line 64-col. 13, line 20), and none of the other cited references makes up for these deficiencies in Madeley.

It is respectfully submitted that all of the Examiner's rejections have been traversed. Accordingly, it is submitted that the present application is in condition for allowance and reconsideration of the present application is respectfully requested.

Very respectfully,

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